



Jack Associates

P. O. Box 8
Milton, Vermont 05468
(802) 893-2415

1161 Williston Road
South Burlington, Vermont 05403
(802) 658-5555

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY
OCT 13 1992

MAIL BRANCH

Office of the Secretary
Federal Communications Commission
1919 M Street, NW
Washington, DC 20554

Ref: Docket #92-90
Telephone Consumer Protection Act of 1991

To Whom it May Concern:

I have recently been made aware that the FCC is in the process of drafting legislation to restrict telephone sales calls to residential homes.

I feel very strongly that this legislation is completely misdirected. As you know, the real estate industry is currently going through a difficult period. Drafting legislation to further hinder the industry's stability, let alone its growth, will adversely affect not only the hundreds of thousands of agents in the business nationwide, but it will also effect the economy of this country since the housing industry is inexorably linked to the nation's economic recovery.

Person to person solicitations are an integral part of selling residential real estate and must and should remain an accepted method of reaching the people.
I am therefore voicing my OPPOSITION to the Telephone Consumer Protection Act of 1991.

Sincerely,
CENTURY 21 Jack Associates

Carol D. Hanson

REALTOR



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Federal Communications Commission
Washington, D.C. 20554

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Oct. 1, 1992

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OCT 14 1992

ATT: Ms. Donna R. Searcy, Secretary
Re: Implementing the Telephone Consumer
Protection Act of 1991 (T.C.P.A.)
CC Docket No. 92-90

Dear Ms. Searcy,

Your letter of September 29, 1992 with enclosures received and thank you for your reply.

While I believe the rulemaking regulations implementing the T.C.P.A. of 1991 (CC Docket No. 92-90) encompasses many excellent and long needed features, there is one specific that was totally ignored and must be addressed. If you will bear with me, the following will perfectly attempt to voice my concerns, complaints and suggestions.

(1) The first question in the "Report and Order - T.C.P.A." is extremely relevant, but the answer sadly begs the very basic issue. The consumer CANNOT avoid unwanted solicitation unless and until the consumer receives the first unwanted solicitation. Then, and only then, can the consumer have the telemarketer put the consumer's phone number on the telemarketer's do-not-call list. This must be done with each telemarketer as they call the individual consumer.

(2) It is a given that telemarketing is here to stay. It is definitely Big BUSINESS with the telemarketers laughing all the way to the bank. However in their mad dash for the Big Bucks, there is one segment of the population (albeit a relatively small one) who have been totally ignored.

(3) Believe it or not, there are those of us, who DO NOT want to receive ANY telemarketing calls, since these calls are unwanted and unsolicited. With telemarketers allowed to use the automatic telephone dialing system and to use random and/or sequential dialing, these unsolicited callers

TI CONTD

Federal Communications Commission
Washington, D.C. 20554

Oct. 7, 1992

ATT: MS. DONNA R. SEACOR, SECRETARY
Re: IMPLEMENTING THE TELEPHONE CONSUMER
PROTECTION ACT OF 1991 (T.C.P.A.)
CC DOCKET NO. 92-90

have access to my Non-PUBLISHED phone number, for which by the way, I pay Southwestern Bell a monthly lifetime charge. However even, if I did not have a non-published number, I still would NOT want to be called.

(4) No. 1, I do not wish to receive that initial call in the first place and No. 2, once I am forced to receive that initial call, I am then forced to give my phone number (in my case, my non-published number) to a total stranger in hopes that the telemarketer won't call again. Using my answering machine is no deterrent - Telemarketers just continue to call until you answer personally. My PRIVACY RIGHTS have been totally ignored. If telephone calls were the only viable means telemarketers have to "hawk" their wares, I could and could accept that, but that is definitely not the case. There are various and sundry other means of advertisement available to them and why those of us who do not wish to receive their calls, must be forced to accept this type of harassment, is a puzzlement to say the very least.

Suggestions to remedy the situation follow on the next page.

Oct. 1, 1992

Federal Communications Commission
Washington, D.C. 20554

ATT: Ms. Donna R. Searcy, Secretary
Re: Implementing the Telephone Consumer
Protection Act of 1991 (T.C.P.A.)
CC Docket No. 92-90

(5) Suggestions:

(a) The second paragraph of #3 in the present Report and Order is a contradiction in terms. I am being deprived of my freedom of choice, by being forced to receive the initial unsolicited telemarketing call. THEREFORE: Random and/or requested dialing should NOT be allowed and an addendum to the T.C.P.A. should be put in place ASAP.

(b) The FCC should suggest to the Telemarketing Association that their association have a national DO NOT CALL list. It would be excellent PR if they did, though true, it would reduce their profits.

Mrs. Searcy, I imagine you will want to speak with Commissioner Andrew C. Barrett before acknowledging this letter. This has been an on going problem for much too long and it would help if someone in authority would bring it to a successful conclusion.

The PUC (Texas) has specific rules governing the use of automatic dialing devices one of which is "the device is not used for random number dialing or to dial numbers by successively increasing or decreasing numbers;" (see Southwestern Bell Telephone Directory, Sept. 1992-1993 White and Yellow Pages SAN ANTONIO). The FCC should have no less - please.

TV CONTD

Oct. 7, 1992

Federal Communications Commission
Washington, D.C. 20554

ATTN: Ms. DONNA R. SEARCY, SECRETARY
Re: Implementing The Telephone Consumer
Protection Act of 1991 (T.C.P.A.)
CC. Docket No. 92-90

Ms. Searcy, thank you for your time and patience.
Look forward to some positive action by the FCC on behalf
of us "forgotten ones". AGAIN:

In the words of PUC (Texas) Marta Graytak:

"HAVING A PHONE IN YOUR HOME, DOESN'T MEAN
YOU HAVE AGREED TO BE HARASSED."

Have a nice day. Thank you again.

Very truly yours
(Mrs.) D. Kroll

333 Fenwick
San Antonio, Texas

D.K.

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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Att: Docket No. 92-90

Dear sir

My name is Nader MIRZAI and I am
a Real Estate Sales Person. I am working
in Contra Costa County, California.

I have heard that the Federal Communication
Commission is Drafting a Regulation to Restrict
Cold calling on the telephone to Residential
Home.

I am a Father of 2 children and supporting
a family of three. I would like to tell you
that cold calling is the only way I make
my Earning and income and believe me I am
not a Richman, I make a simple living out
of telephone prospecting, I am opposing to
Pass this Regulation and please Don't do it
if this Law Pass I will be out of work
and anything happen to me and my Family the
F.C.C is 100% Responsible for that.

Thank you Nader MIRZAI



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Ref: Docket #92-90
Telephone Consumer Protection Act of 1991

To Whom it May Concern:

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I feel very strongly that this legislation is completely misdirected. As you know, the real estate industry is currently going through a difficult period. Drafting legislation to further hinder the industry's stability, let alone its growth, will adversely affect not only the hundreds of thousands of agents in the business nationwide, but it will also effect the economy of this country since the housing industry is inexorably linked to the nation's economic recovery.

Person to person solicitations are an integral part of selling residential real estate and must and should remain an accepted method of reaching the people.
I am therefore voicing my OPPOSITION to the Telephone Consumer Protection Act of 1991.

Sincerely,
CENTURY 21 Jack Associates

REALTOR



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Sincerely,
CENTURY 21 Jack Associates

Dennis Bruce

REALTOR



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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

ABIO & ADLETA, REALTORS • 5956 Sherry Lane • Suite 100 • Dallas, Texas 75225 • 214/696-0900

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MAIL BRANCH

October 6, 1992

Office of the Secretary
Federal Communications Commission
Attn: Docket No. 92-90
1919 M. Street, N.W.
Washington, D.C. 20554

To Whom It May Concern:

This letter is to let you know that I as a residential real estate agent cannot continue to be successful in this business if I am restricted from making cold calls on the telephone. I am imploring you not to draft a regulation to restrict person-to-person solicitations to residential homes.

The residential real estate industry cannot continue to grow and attempt to bring this country out of its present economic condition if this restraint of trade should be imposed on our industry.

Thank you for your consideration in this matter and we implore you to reconsider this regulation.

Yours very truly,

Mary Rayburn



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owned and operated."

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

October 9, 1992

Federal Communications Commission
1919 M Street NW
Washington, D.C. 20554

RE: Docket No. 92-90

Attn: Office of the Secretary

This letter is to let you know how critical cold calling is for us in the real estate industry.

This part of our business is vital to our success and if we are restricted from this activity we feel that it is an infringement on our rights as independent contractors.

It is our sincere hope that we can continue to do business and provide our professional level of service through telephone communications.

Sincerely,

RE/MAX Canyon Creek Realty Inc.

RE/MAX® Canyon Creek Realty, Inc.

22232 17th Avenue S.E. #207
Bothell, WA 98021 • (206) 481-8888

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

October 7, 1992

Office of the Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D. C. 20554
Attn: Docket No. 92-90

Re: Telephone Consumer Protection Act of 1991

Dear Sirs:

It has come to my attention that the Federal Communications Commission is drafting a regulation to restrict person-to-person solicitations to residential homes. I am writing to let you know how important "cold calling" is to my business.

"Cold calling" is my way to reach the general public and let them know, adverse to what they are reading and hearing from the news media, that Real Estate is still one of the best investments they can make today. It is also a means to let the people know the market activity in their neighborhood, thereby continuing to keep real estate active, which definitely stimulates the economy.

We, in the Real Estate field, are very courteous in our calling. "Cold calling" is one of the most important aspects of our business. It would be devastating if this regulation were to pass.

Please give this careful consideration.

Sincerely,

Tony Delawar

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OFFICE OF THE SECRETARY

MAIL BRANCH



EVA WEBER, GRI

October 9, 1992

Office of the Secretary
Federal Communications Commission
Attn: Docket No. 92-90
1919 M Street, N.W.
Washington, D. C. 20554

Gentlemen,

Re: Docket No. 92-90
Telephone Consumer Protection Act of 1991

I am in real estate and it is critical for our industry and various others to retain the right to call on prospects and not to restrict the free enterprise system that this country stands for. I urge you to vote down Docket No. 92-90, Telephone Consumer Protection Act of 1991.

Best Regards,

Eva Weber
Broker Associate

Tarbell,
REALTORS

Office: (619) 346-7405 24 Hour Messages: (619) 779-4305
73-261 Highway 111, #2 Palm Desert, CA 92260





Westworld Realty
15030 Imperial Highway
La Mirada, California 90638
(213) 947-2861 / (714) 523-7151
Fax (213) 947-8833

10-5-92
3:20 PM.

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Good Morning,

Regarding Docket # 92-90.

I can't object strongly enough to any regulation that would restrict or prohibit my ability to operate my business in the manner I am accustomed to. I have a disc problem in my lower back that does not allow me to go out and knock doors frequently.

If you restrict my ability to prospect on the phone you restrict my ability to earn a living and support my family.

Don't do it!

Robert J. Salton
714-521-4676

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MAIL BRANCH

October 7, 1992

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Office of the Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D. C. 20554
Attn: Docket No. 92-90

Re: Telephone Consumer Protection Act of 1991

Dear Sirs:

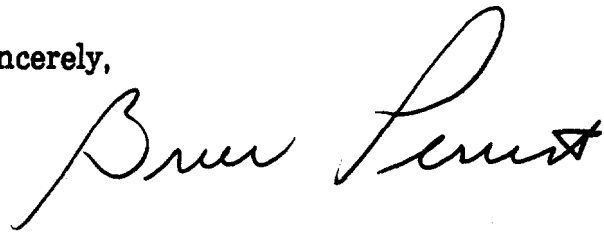
It has come to my attention that the Federal Communications Commission is drafting a regulation to restrict person-to-person solicitations to residential homes. I am writing to let you know how important "cold calling" is to my business.

"Cold calling" is my way to reach the general public and let them know, adverse to what they are reading and hearing from the news media, that Real Estate is still one of the best investments they can make today. It is also a means to let the people know the market activity in their neighborhood, thereby continuing to keep real estate active, which definitely stimulates the economy.

We, in the Real Estate field, are very courteous in our calling. "Cold calling" is one of the most important aspects of our business. It would be devastating if this regulation were to pass.

Please give this careful consideration.

Sincerely,



A MEMBER OF THE SEARS FINANCIAL NETWORK



(619) 670-2575 BUSINESS
(619) 670-2533 FAX
(619) 697-4999 RESIDENCE

BRUCE S. PERREAULT
REALTOR-ASSOCIATE*



COLDWELL BANKER
RESIDENTIAL REAL ESTATE
2222 SWEETWATER SPRINGS BLVD
SUITE #101
SPRING VALLEY, CA 91977

A MEMBER OF THE SEARS FINANCIAL NETWORK

**COLDWELL
BANKER**

HUNTER REALTY
& ASSOCIATES

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

MAIL BRANCH

215 US 27 SOUTH
LAKEVIEW PLAZA
SEBRING, FL 33870
BUS. (813) 382-3157
FAX (813) 382-0860

October 7, 1992

Office of the Secretary
Federal Communications Commission
Attn: Cocker No. 92-90
1919 M street, NW
Washington, D.C. 20554

Dear Sirs:

I recently heard that the Federal Communications Commission is drafting a regulation to restrict person-to-person solicitations to residential homes. This is terrifying news to me.

I am a Realtor, and the success of my business depends upon my ability to prospect for new business consistently. "Cold" calling has proved to be an essential part of my daily prospecting. The most impressive point of telephone prospecting may be how truly appreciative the persons who need my services, are. These prospective clients that I contact everyday, are relieved to have their problem of finding a hard-working Real Estate agent resolved. They are glad that I took the time to call.

My business, and the businesses of many other professionals will suffer if telephone solitication is ultimately restricted. I, simply, ask you to take a look at the negative effects this may have on individuals, as well as all businesses, in particular, the residential real estate industry.

Sincerely,

Lee Hawthorne,
REALTOR-ASSOICATE

ref: Docket No.92-90,
Telephone Consumer Protection Act of 1991





**MONTANA BROKERS, Inc.,
REALTORS®**

685 Sunset Blvd.,
Kalispell, Montana 59901
406-752-4747
FAX 406-752-4790

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

October 8, 1992

Office of the Secretary
Federal Communications Commission
Attn: Docket No. 92-90
1919 M. Street, N.W.
Washington, DC 20554

Dear Sir,

I want to register my opposition to any regulation restricting person-to-person solicitations to residential homes (Docket No. 92-90, Telephone Consumer Protection Act of 1991). This type of communication is very important to my business and the residential real estate industry in general. It seems to me that such a regulation would be in direct opposition to our Right of Free Speech guaranteed by our Constitution.

Thank you.

Cordially,

Arlene Zepeda de Walker
Broker-Owner

**COLDWELL
BANKER**

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MAIL BRANCH

COLDWELL BANKER
RESIDENTIAL REAL ESTATE
1000 BELLEVUE WAY, N.E.
BELLEVUE, WA 98004
(206) 453-4000

10/7/92

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Office of the Secretary
F.C.C.
att: Docket # 92-90
1919 M St. NW
Washington D.C.

I am writing you as a Realtor
who does cold call to find buyers
and sellers and to give local
real estate information.

Cold calls resulted in 25%
of my business in 1991.

Please cancel

Docket # 92-90

Thank you,

Gean P. Vesely, GRI

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MAIL BRANCH

Say Doreen
The Prudential Real Estate Co
8200 La Mesa Blvd
La Mesa, California
91941

October 6, 1992

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: The Office of the Secretary
Federal Communications Commission
1919 M. Street N.W.
Washington D.C. 20554

Att: Docket no 92-90
Telephone Consumer Protection Act of 1991

Dear Mr Secretary:

Regarding the above named
Docket I wish to ask that this legislation
is not passed.

Telephone communication (cold calling)
is vital to my business and to the
real estate profession in general.

Yours truly,
Anita Doyle
Broker Associate

The Prudential 

San Diego Realty

8200 La Mesa Blvd.
La Mesa, CA 91941

Bus. (619) 589-8600

Fax (619) 589-8644

Res. (619) 462-4214

ANITA DOYLE, GRI
Broker Associate





THE WOODLANDS

25311 I-45 North
The Woodlands, Texas 77380
Business (713) 363-3200
Residence (713) 363-0935

CAMERON COLLINS, CPM RPA, MBA
Real Estate Executive

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

October 8, 1992

Office of the Secretary
Federal Communications Commission
Attn: Docket No. 92-90
1919 M Street, N.W.
Washington, D.C. 20554
Re: Docket No. 92-90, Telephone Consumer Protection Act of
1991

Dear Secretary:

It is my understanding that the above referenced regulation is now being considered. Please do not pass this regulation.

Reasons:

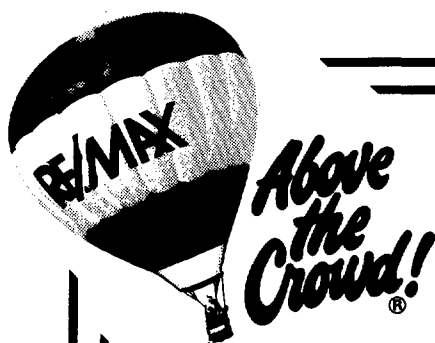
1. Telephone follow-up to residential areas *after* a sale is welcome news to area homeowners. In other words, this is a public service.

2. Telephone contact is one of the mainstays of realty.

3. Since there is so much "follow-up" required in a transaction, an agent could be accused of "phone solicitation" even when he/she is simply doing a good job!

Please do not enact this regulation!

Sincerely,



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Monty Willis

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

October 6, 1992

Office of The Secretary
Federal Communications Commission
Attn: Docket No. 92-90
1919 M. Street, NW
Washington, D.C. 20554

Dear Sir/Madam:

In these rough economical times, now is not the time to restrict the person who is trying to make a honest living. As a Realtor, Cold Calling is a necessary to make a decent living. It is a way to get feedback from the people we deal with, namely homeowners.

Believe me when I say that most people appreciate the enterprising salesperson, who is doing an honest day's work. Restricting Person-to-Person solicitations to residential homes would be catastrophic to agents and is restricting our rights to earn a living. Do not tamper with our livelihood.

Sincerely,


Monty Willis

MW/dig

RE/MAX Professionals

1704 Calumet Ave.
Valparaiso, Indiana 46383
Office: (219) 464-1007, Fax: 464-8343
Residence: (219) 464-4377

Each Office Independently Owned and Operated

Office of the Secretary
Federal Communications Commission
Attn: Docket No. 92-90
1919 M Street, N.W.
Washington, D.C. 20554

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Gentlemen,

In reference to docket No. 92-90
telephone consumer protection Act of 1991.
I am opposed to passage of such a bill
as it would seriously and negatively
impact the real estate industry as a
whole.

The effect on the consumer would
be negative as well.

Thank you,

Jennifer Geisbert
Jennifer Geisbert
(619) 589-8224

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Office of the Secretary
Federal Communications Commission
1919 M St. N.W.

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OFFICE OF THE SECRETARY

Attn: Docket No. 92-90

To Whom it May Concern:

I am a real estate agent that is new to the business. Therefore cold calling is a most important avenue by which I can get listings & buyers.

Should you restrict person to person solicitation you will virtually put me & most of my fellow agents into the already over crowded unemployment lines. I don't believe that today's economic climate needs this type of legislation. The government must be looking for ways to put people to work - not unemploy them.

Sincerely Glauia Harper - 2733 Glen Rd
Amon Grove CA 91945



*Above
the
Crowd!*

October 6, 1992

Office of the Secretary
Federal Communications Commission
Att: Docket No. 92-90
1919 M Street, N. W.
Washington, D.C. 20554

Dear Sir:

I am writing to you in reference to Docket No. 92-90,
Telephone Consumer Protection Act of 1991.

"Cold" calling is very important to my business in
particular and the residential real estate industry in
general.

I would like to vote no on passing this legislation.

Regards,

Cathy L. Anderson
Broker In Charge
RE/MAX group one REALTORS

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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RE/MAX Group One REALTORS®

P.O. Box 8
Springfield, Vermont 05156
(802) 885-2600

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BURNETT

Rochester/Elton Hills Office
315 Elton Hills Drive
Rochester, MN 55901
507/288-6909

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Federal Communications Commission:

I am writing in regards to the regulation being drafted which restricts person-to-person solicitations to residential homes.

This letter is a plea not to draft this regulation. I am a realtor, and one of the MOST IMPORTANT aspects of generating business for myself is "cold" calling. I am sure you are aware of the impact real estate sales has on our economy, and cold calling home owners is one of the ways in which we are able to reach MANY potential clients. Already in many areas we are regulated by some form of government not to do door-to-door solicitations, to regulate our ability to reach clients via telephone calling further hampers our ability to make a living!

Please remember that there are virtually thousands of realtors out here trying to make a living in a competitive market. PLEASE DO NOT HARM OUR INDUSTRY BY DRAFTING SUCH A PROPOSAL.

Sincerely,

Angela D. Smith

Angela D. Smith
Realtor